and the extent of its fabrications, therefore, would be proven or disproven, in substantial part, by non-party witnesses such as employees, attendants, and present or former patients of the Hazelton Clinic. The Hazelden Clinic is located in Center City, in western Minnesota, *see* http://www.hazelden.org, making Chicago a far more convenient forum with respect to these witnesses than New York. Clearly, the locations of the numerous party and non-party witnesses favor the Northern District of Illinois as the choice forum.

CONCLUSION

Consolidation is necessary to avoid duplication and wasted efforts. The factors set forth in 28 U.S.C. §1407(a) favor consolidation and transfer of the related actions listed in the Defendants' Motion and of the *Brackenrich* action, 06 CV 1021 (N.D. Illiniois). Moreover, considered as a whole those factors specifically favor transfer of the actions to the United States District Court for the Northern District of Illinois, and *not* to the Southern District of New York. The Defendants' second choice of the Northern District of Illinois as the transferee forum implicitly recognizes the factors that weigh in favor of transferring the consolidated actions to that district. For each of the above-stated reasons, transfer of all related actions to the Northern District of Illinois is appropriate. Plaintiffs respectfully request oral argument on the pending Motion ("Reasons Why Oral Argument Should Be Heard," Exhibit E).

Respectfully submitted,

[signature]

Attorneys for Plaintiff-Respondents

Larry D. Drury
Ilan Chorowsky
LARRY D. DRURY LTD.
205 W. Randolph St., Suite 1430
Chicago, IL 60606
(312) 346-7950
Counsel for Plaintiff Vedral
06 CV 0935 (N.D. Illinois)

John H. Alexander
JOHN H. ALEXANDER & ASSOCIATES, LLC
100 West Monroe, 21st Floor
Chicago, IL 60602
(312) 263-7731
Counsel for Plaintiff Vedral
06 CV 0935 (N.D. Illinois)

Scott C. Frost
STATMAN HARRIS SIEGEL & EYRICH, LLC
333 West Wacker Drive, Suite 1710
Chicago, IL 60606
(312) 263-1070
Counsel for Plaintiff Giles
06 CV 58 (S.D. Ohio)

Jeffery P. Harris
Colleen M. Hegge (of counsel)
STATMAN HARRIS SIEGEL & EYRICH, LLC
2900 Chemed Center
255 East Fifth Street
Cincinnati, Ohio 45202
(513) 621-2666
Counsel for Plaintiff Giles
06 CV 58 (S.D. Ohio)

Thomas A. Pakenas
DALE & PAKENAS
641 Lake Street, Suite 400
Chicago, IL 60661
(312) 258-1800
Counsel for Plaintiff More
06 C 0934 (N.D. Illinois)

Brain C. Witter
Peter S. Lubin
Vincent L. DiTommaso

DITOMMASO & LUBIN, PC
17W 220 22nd Street, Suite 200
Oakbrook Terrace, IL 61081
(630) 333-0000
Counsel for Plaintiff Brackenrich
06 CV 1021 (N.D. Illinois)

United States District Court
Northern District of Illinois

In the Matter of

Marcia Vedral

v.

James Frey et al

Case No. 06 C 935

Designated Magistrate Judge
Ian Levin

FINDING OF RELATEDNESS PURSUANT TO LOCAL RULE 40.4

In accordance with the provisions of Local Rule 40.4 of this Court, I find the above captioned case, presently pending on the calendar of Judge **Milton I. Shadur** to be related to **06 C 933** which is pending on my calendar. Accordingly, I request that the Executive Committee order said case to be reassigned to my calendar as a related case.

John F. Grady

Judge John F. Grady

Dated: March 3, 2006

ORDER OF THE EXECUTIVE COMMITTEE

IT IS HEREBY ORDERED that the above captioned case be reassigned to the calendar of Judge **John F. Grady**.

ENTER

FOR THE EXECUTIVE COMMITTEE

Charles P. Kocoras

Chief Judge Charles P. Kocoras

FILED-ED
2006 MAR -6 PM 3: 39
CLERK
U.S. DISTRICT COURT

Dated: MAR - 6 2006

Gr. Exhibit A

United States District Court
Northern District of Illinois

In the Matter of

Pilar More

v.

Jamed Frey et al

Case No. 06 C 934

Designated Magistrate Judge
Morton Denlow

FINDING OF RELATEDNESS PURSUANT TO LOCAL RULE 40.4

In accordance with the provisions of Local Rule 40.4 of this Court, I find the above captioned case, presently pending on the calendar of Judge **David H. Coar** to be related to **06 C 933** which is pending on my calendar. Accordingly, I request that the Executive Committee order said case to be reassigned to my calendar as a related case.

Judge John F. Grady

Dated: March 3, 2006

ORDER OF THE EXECUTIVE COMMITTEE

IT IS HEREBY ORDERED that the above captioned case be reassigned to the calendar of Judge John F. Grady.

ENTER

FOR THE EXECUTIVE COMMITTEE

Chief Judge Charles P. Kocoras

Dated: MAR - 6 2006

FILED-ED 2006 MAR -6 PM CLERK U.S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

ANN MARIE STRACK, individually, and on behalf of all others similarly situated, Plaintiff, v. JAMES FREY, DOUBLEDAY & COMPANY, INC., RANDOM HOUSE, INC., KNOPF PUBLISHING GROUP, INC., VINTAGE ANCHOR PUBLISHING, INC., BARNES AND NOBLE, INC., BARNES AND NOBLE BOOKSELLERS, INC., and BARNES AND NOBLE PUBLISHING, INC., Defendants.	)	06 C 0933 Judge John F. Grady

ORDER

This cause coming to be heard on the Publishing Defendants' Agreed Motion to Reassign Related Case Pursuant to Local Rule 40.4 and to Stay Proceedings Pending a Decision by the Judicial Panel on Multidistrict Litigation, it is HEREBY ORDERED THAT:

1. The Publishing Defendants' Motion is granted, and:

2. *Brackenrich v. Frey, et al.*, currently pending as case No. 06 C 1021 before Judge Joan B. Gottschall, is hereby found related to the above-captioned case pursuant to Local Rule 40.4 and a request that the case be reassigned to this Court will be submitted to the Executive Committee; and

3. All pretrial proceedings in *Brackenrich v. Frey, et al.*, (No. 06 C 1021), *More v. Frey, et al.*, (No. 06 C 0934); *Vedral v. Frey, et al.* (No. 06 C 0935); and *Strack v. Frey, et al.*,(No. 06 C 0933), are stayed pending a decision by the Judicial Panel on Multidistrict Litigation on the Publishing Defendants' Motion to transfer and consolidate pending federal class actions for coordinated pretrial proceedings.

ENTER:

____
Judge John F. Grady

UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 2.5
Eastern Division

Ann Marie Strack
Plaintiff,

v.

James Frey, et al.
Defendant.

Case No.: 1:06–cv–00933
Honorable John F. Grady

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Wednesday, March 1, 2006:

MINUTE entrybefore Judge John F. Grady :Defendants' motion for reassignment of cases as related pursuatn to Local Rule 40.4 [8] is granted. Defendants' motion to stay proceedings pending a decision by the Judicial Panel on Multidistrict Litigation (Agreed Motion) [10] is granted. Mailed notice(am)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

For scheduled events, motion practices, recent opinions and other information, visit our web site at ***www.ilnd.uscourts.gov***.

Distribution of Pending MDL Dockets

(As of January 10, 2006)

District	Judge	Litigation	Actions Pending	Total Number of Actions
ALN	C.J. U.W. Clemon	MDL-1635 In re Dollar General Corp. Fair Labor Standards Act Litigation	2	4
ARE	D.J. William R. Wilson, Jr.	MDL-1507 In re Prempro Products Liability Litigation	2,527	2,852
AZ	Sr.J. Paul G. Rosenblatt	MDL-1541 In re Allstate Insurance Co. Fair Labor Standards Act Litigation	4	5
	C.J. John W. Sedwick (AK)	MDL-1621 In re Helicopter Crash Near Meadview, Arizona, on August 10, 2001	1	5
	Sr.J. Roger G. Strand	MDL-972 In re Diamond Benefits Life Insurance Company & American Universal Insurance Company Contracts Litigation	1	10
CAC	D.J. Ronald S.W. Lew	MDL-1581 In re America Online Spin-Off Accounts Litigation	11	12
	D.J. A. Howard Matz	MDL-1610 In re Conseco Life Insurance Co. Cost of Insurance Litigation	18	20
	Sr.J. Mariana R. Pfaelzer	MDL-1574 In re Paxil Products Liability Litigation	143	143
	D.J. Manuel L. Real	MDL-1060 In re Baxter Healthcare Corp. Gammagard Products Liability Litigation	1	139
	D.J. Manuel L. Real	MDL-1601 In re StarMed Health Personnel, Inc., Fair Labor Standards Act Litigation	5	6
	D.J. Christina A. Snyder	MDL-1671 In re Reformulated Gasoline (RFG) Antitrust & Patent Litigation	12	12
	Sr.J. Dickran M. Tevrizian, Jr.	MDL-1475 In re Heritage Bonds Litigation	3	9
CAN	D.J. William Haskell Alsup	MDL-1673 In re Circular Thermostat Antitrust Litigation	1	6
	D.J. Charles R. Breyer	MDL-1699 In re Bextra and Celebrex Marketing, Sales Practices and Products Liability Litigation	425	425
	D.J. Jeremy D. Fogel	MDL-1257 In re Cable News Network and Time Magazine "Operation Tailwind" Litigation	2	8
	D.J. Jeremy D. Fogel	MDL-1654 In re Compression Labs, Inc., Patent Litigation	9	9
	D.J. Phyllis J. Hamilton	MDL-1486 In re Dynamic Random Access Memory (DRAM) Antitrust Litigation	38	39
	D.J. Martin J. Jenkins	MDL-1648 In re Rubber Chemicals Antitrust Litigation	11	12
	D.J. Marilyn Hall Patel	MDL-1369 In re Napster, Inc., Copyright Litigation	6	18
	C.J. Vaughn R. Walker	MDL-1300 In re Patriot American Hospitality Securities Litigation	9	9
	C.J. Vaughn R. Walker	MDL-1606 In re Deep Vein Thrombosis Litigation	53	72
	D.J. James Ware	MDL-1527 In re Cisco Systems, Inc., Securities & Derivative Litigation	2	2
	D.J. James Ware	MDL-1665 In re Acacia Media Technologies Corp. Patent Litigation	22	22
	D.J. Ronald M. Whyte	MDL-1423 In re Cygnus Telecommunications Technology, LLC, Patent Litigation	17	28
CAS	D.J. Napoleon A. Jones, Jr.	MDL-1296 In re Alliance Equipment Lease Program Securities Litigation	1	27
	C.J. Robert H. Whaley (WAE)	MDL-1405 In re California Wholesale Electricity Antitrust Litigation	4	29

Exhibit B

District	JUDGE	LITIGATION	Actions Pending	Total Number of Actions
CT	Sr.J. Alfred V. Covello	MDL-1568 In re Parcel Tanker Shipping Services Antitrust Litigation	10	16
	Sr.J. Peter C. Dorsey	MDL-1505 In re Cardiac Devices Qui Tam Litigation	34	35
	Sr.J. Peter C. Dorsey	MDL-1542 In re Ethylene Propylene Diene Monomer (EPDM) Antitrust Litigation	15	15
	Sr.J. Peter C. Dorsey	MDL-1642 In re Polychloroprene Rubber (CR) Antitrust Litigation	9	9
	Sr.J. Warren W. Eginton	MDL-1572 In re Air Crash Near Castellon, Spain, on October 10, 2001	1	10
	D.J. Alvin W. Thompson	MDL-1463 In re Xerox Corp. Securities Litigation	22	22
	D.J. Stefan R. Underhill	MDL-1631 In re Publication Paper Antitrust Litigation	28	31
	D.J. Stefan R. Underhill	MDL-1649 In re Helicopter Crash Near Wendle Creek, British Columbia, on August 8, 2002	4	4
DC	C.J. Thomas F. Hogan	MDL-1285 In re Vitamin Antitrust Litigation	5	83
	C.J. Thomas F. Hogan	MDL-1290 In re Lorazepam & Clorazepate Antitrust Litigation	2	14
	C.J. Thomas F. Hogan	MDL-1686 In re Iraq and Afghanistan Detainees Litigation	4	4
	D.J. Name Withheld	UNDER SEAL	2	30
	D.J. Richard J. Leon	MDL-1515 In re Nifedipine Antitrust Litigation	6	10
	D.J. Richard J. Leon	MDL-1668 In re Federal National Mortgage Association Securities, Derivative & "ERISA" Litigation	8	19
DE	D.J. Joseph J. Farnan, Jr.	MDL-1717 In re Intel Corp. Microprocessor Antitrust Litigation	71	71
	D.J. Gregory M. Sleet	MDL-1660 In re PharmaStem Therapeutics, Inc., Patent Litigation	6	6
FLM	D.J. Henry Lee Adams, Jr.	MDL-1698 In re American General Life & Accident Insurance Co. Retiree Benefits "ERISA" Litigation	79	79
	D.J. James S. Moody, Jr.	MDL-1626 In re Accutane Products Liability Litigation	18	19
	D.J. Harvey E. Schlesinger	MDL-1624 In re GMAC Insurance Management Corp. Overtime Pay Litigation	2	2
	D.J. James D. Whittemore	MDL-1656 In re CP Ships Ltd. Securities Litigation	7	7
FLN	Sr.J. Maurice M. Paul	MDL-1519 In re The Progressive Corporation Insurance Underwriting & Rating Practices Litigation	8	8
FLS	D.J. Federico A. Moreno	MDL-1334 In re Managed Care Litigation	12	115
GAN	D.J. Julie E. Carnes	MDL-1424 In re Delta Airlines, Inc., "ERISA" Litigation	4	5
GAS	C.J. William T. Moore, Jr.	MDL-1677 In re NovaStar Home Mortgage Inc. Mortgage Lending Practices Litigation	3	3

District	Judge	Litigation	Actions Pending	Total Number of Actions
ILN	D.J. Wayne R. Andersen	MDL-1412 In re America Online, Inc., Version 6.0 Software Litigation	3	3
	Sr.J. Marvin E. Aspen	MDL-1425 In re Aimster Copyright Litigation	11	11
	Sr.J. Marvin E. Aspen	MDL-1715 In re Ameriquest Mortgage Co. Mortgage Lending Practices Litigation	5	5
	D.J. David H. Coar	MDL-1536 In re Sulfuric Acid Antitrust Litigation	7	7
	D.J. Robert W. Gettleman	MDL-1350 In re Trans Union Corp. Privacy Litigation	13	14
	Sr.J. John F. Grady	MDL-986 In re "Factor VIII or IX Concentrate Blood Products" Products Liability Litigation	23	273
	Sr.J. John F. Grady	MDL-1521 In re Wireless Telephone 911 Calls Litigation	10	10
	Sr.J. John F. Grady	MDL-1703 In re Sears, Roebuck & Co. Tools Marketing and Sales Practices Litigation	7	7
	D.J. Charles R. Norgle, Sr.	MDL-1491 In re African-American Slave Descendants Litigation	1	9
	D.J. Charles R. Norgle, Sr.	MDL-1604 In re Ocwen Federal Bank FSB Mortgage Servicing Litigation	50	51
	D.J. James B. Zagel	MDL-899 In re Mortgage Escrow Deposit Litigation	1	75
	D.J. James B. Zagel	MDL-1392 In re General Motors Corporation Vehicle Paint Litigation (No. III)	2	3
ILS	C.J. G. Patrick Murphy	MDL-1562 In re General Motors Corp. Dex-Cool Products Liability Litigation	5	9
INN	C.J. Robert L. Miller, Jr.	MDL-1700 In re FedEx Ground Package System, Inc., Employment Practices Litigation (No. II)	32	32
INS	D.J. Sarah E. Barker	MDL-1373 In re Bridgestone/Firestone, Inc., Tires Products Liability Litigation	36	813
	D.J. David F. Hamilton	MDL-1313 In re AT&T Corp. Fiber Optic Cable Installation Litigation	34	34
	D.J. John D. Tinder	MDL-1727 In re COBRA Tax Shelters Litigation	3	3
KS	C.J. John W. Lungstrum	MDL-1468 In re Universal Service Fund Telephone Billing Practices Litigation	63	68
	C.J. John W. Lungstrum	MDL-1616 In re Urethane Antitrust Litigation	30	30
	D.J. Kathryn H. Vratil	MDL-1721 In re Cessna 208 Series Aircraft Products Liability Litigation	4	4
KYW	D.J. Thomas B. Russell	MDL-1466 In re PrimeVision Health, Inc., Contract Litigation	8	10
LAE	D.J. Carl J. Barbier	MDL-1298 In re Papst Licensing, GmbH, Patent Litigation	1	8
	D.J. Eldon E. Fallon	MDL-1355 In re Propulsid Products Liability Litigation	378	471
	D.J. Eldon E. Fallon	MDL-1657 In re Vioxx Marketing, Sales Practices and Products Liability Litigation	3,894	3,895
	D.J. Martin L.C. Feldman	MDL-1371 In re Monumental Life Insurance Company Industrial Life Insurance Litigation	11	14
	D.J. Martin L.C. Feldman	MDL-1390 In re Life Insurance Co. of Georgia Industrial Life Insurance Litigation	121	134
	D.J. Martin L.C. Feldman	MDL-1395 In re Western & Southern Life Insurance Co. Industrial Life Insurance Litigation	7	8
	D.J. Ivan L.R. Lemelle	MDL-1632 In re High Sulfur Content Gasoline Products Liability Litigation	18	19
	D.J. Sarah S. Vance	MDL-1643 In re Educational Testing Service PLT 7-12 Test Scoring Litigation	28	28
	D.J. Jay C. Zainey	MDL-1531 In re Train Derailment Near Amite, Louisiana, on October 12, 2002	39	42